



WEBB COUNTY, TEXAS

COMMISSIONERS COURT AGENDA

PUBLIC NOTICE

COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040

July 12, 2004

1:00 p.m.

LOUIS H. BRUNI
Webb County Judge
(956) 523-4600

JERRY VASQUEZ
Commissioner, Precinct 1
(956) 523-4617

JUDITH G. GUTIERREZ
Commissioner, Precinct 2
(956) 523-4624

FELIX VELASQUEZ
Commissioner, Precinct 3
(956) 523-4625

DAVID R. CORTEZ
Commissioner, Precinct 4
(956) 523-4653

MARGIE IBARRA
Webb County Clerk
(956) 523-4251

HOMERO RAMIREZ
Webb County Attorney
(956) 523-4044

LEO FLORES
Webb County Auditor
(956) 523-4016

1. **CALL TO ORDER BY JUDGE, LOUIS H. BRUNI**
2. **ROLL CALL BY MARGIE IBARRA, COUNTY CLERK**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF MINUTES FOR JUNE 28, 2004.**
5. **APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS**
6. **COMMUNICATIONS**
7. **PUBLIC COMMENT-** This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

LOUIS H. BRUNI, WEBB COUNTY JUDGE

8. Status report on the inter-local agreement between the City of Laredo and Webb County on the extension of water lines to the colonias on Highway 359.
9. Status report on the drilling of the Webb County water well # 1 into the Carrizo-Wilcox aquifer.

JERRY VASQUEZ, COMMISSIONER PRECINCT 1

10. Status report on the payroll audit conducted by Mejia & Co., PLLC, relating to fines, penalties and interest paid by the County Treasurer to the Internal Revenue Service as a result of filing untimely payroll reports and/or submitting incorrect payroll tax payments; and this firms' recommendation for improving the County's payroll system.

DAVID R. CORTEZ, COMMISSIONER PRECINCT 4

11. Discussion and possible action to amend the county travel policy to increase the mileage rate from 31 cents per mile to 37 cents per mile.

COMMISSIONERS COURT

12. Discussion and possible action to approve expenditures made by incumbent county and precinct officers who were not renominated to their respective county or precinct office pursuant to section 130.908 of the Texas Local Government Code as follows:

▪ Constable, Precinct 1	
Public Agency Training Council	\$275.00
Public Agency Training Council	\$275.00
▪ Sheriff	
Transcor America	\$4,175.26
Dr. Ike's	\$3,486.01
Star Paper and Janitorial Supply	\$2,055.80
J.R. Martinez Auto South	\$1,285.90
Bob Barker Co.	\$3,050.00
Dot Comm Telephone Service	\$ 350.00
Five Star Services	\$1,616.00
J.R. Martinez Auto South	\$1,273.40
Sheriff Juan Garza	\$1,660.70
Laredo Discount Metal	\$1,156.98
Star Paper and Janitorial Supply	\$4,069.25
Bob Barker Co.	\$1,425.00
LCC Police Academy	\$8,000.00

COMMUNITY ACTION AGENCY

13. Discussion and possible action regarding amendment of Webb County Personnel Policies manual to include new section 16.02 concerning the Community Action Agency which section shall include a prohibition against conflicts of interest, prohibition of sectarian activities, Whistleblower protection, and prohibition against employment of CAA Advisory Board member by a CAA contractor.

COUNTY ATTORNEY

- 14.** Discussion and possible action to enter into an agreement with the State of Texas, acting through the Texas Department of Transportation, to accept for FY 2004 (June 11, 2004 through June 30, 2005) a "Vehicle Capital Replacement Grant" (Misc. Contract No. 51322F6033) in the amount of FIFTY SIX THOUSAND DOLLARS (\$56,000.00) and authorizing the Webb County Judge to sign all relevant documents. [Requested by Community Action Agency/EI Aguila Rural Transportation]
- 15.** Discussion and possible action to enter into a computer software support services agreement (real estate, personal property tax administration, billing, collection and distribution system application software support services) with Easy Access Inc., for the Tax Assessor Collector's AS400 computer for a twelve (12) month period beginning September 9, 2004, and renewable for one additional twelve (12) month period beginning upon acceptance of an annual agreement at a cost of TEN THOUSAND EIGHT HUNDRED AND SEVENTEEN DOLLARS (\$10,817) and authorizing the County Judge to sign all relevant documents. [Account # 001-0500-6402 Repairs and Maintenance Equipment]
- 16.** Discussion and possible action to enter into a Service Agreement with Ana Maria Peña, registered dietician, for Children enrolled in the Webb County Head Start Program for a period of one year (October 1, 2004 through September 30, 2005), at reduced fees as set forth in the agreement, authorizing an Exemption from section 262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements), and authorizing the County Judge to execute all relevant documents. [Requested by Head Start]
- 17.** Discussion and possible action to enter into Non-Financial Mental Health Professional Service Agreements with Border Region MHMR Community Center for children enrolled in the Webb County Head Start Program for a period of twenty-four (24) months, beginning August 1, 2004 through July 31, 2006, at no cost to Webb County and authorizing the County Judge to execute all relevant documents. [Requested by Head Start]

- 18.** Discussion and possible action to enter into Mental Health Service Agreements for Children enrolled in the Webb County Head Start Program for a period of twenty-four (24) months, beginning August 1, 2004 through July 31, 2006, at reduced fees as set forth in the agreements, with LOE-DEL, Inc. of Corpus Christi and authorizing an exemption from section 262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents.[Requested by Head Start]
- 19.** Discussion and possible action to enter into Non-Financial Cooperative Agreements for the Head Start Program with the following Agencies, Political Subdivisions, Corporations for a period of one (1) year:
- American Heart Association (8/1/2004 through 7/31/05)
 - Catholic Social Services of Laredo, Inc. (8/1/2004 through 7/31/05)
 - Central Welfare Agency (8/1/2004 through 7/31/05)
 - Literacy Volunteers of Laredo (9/1/04 through 8/31/05)
 - Office of the Attorney General of Texas-Child Support Enforcement Division (8/1/2004 through 7/31/05)
 - Texas Department of Protective and Regulatory Services (8/1/2004 through 7/31/05)

and authorizing the County Judge to execute all relevant documents.
[Requested by Head Start]

- 20.** Discussion and possible action to enter into a Non-Financial Professional Service Agreement with the South Texas Council on Alcohol and Drug Abuse, for parents and guardians of children enrolled in the Webb County Head Start Program for a period of twenty-four (24) months (September 1, 2004 through August 31, 2006), at no cost to Webb County, and authorizing the County Judge to execute all relevant documents. [Requested by Head Start]

- 21.** Discussion and possible action to enter into contract amendment number one (1) to the Rural Transportation Federal Fund Grant Agreement (No. 51422F7107) with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts an increase to the original grant amount from ONE HUNDRED AND SIXTY SIX THOUSAND FIVE-HUNDRED AND NINETY ONE DOLLARS (\$166,591.00) to TWO HUNDRED AND FOUR THOUSAND ONE HUNDRED AND THIRTY SEVEN DOLLARS (\$204,137.00) for the “El Aguila” Rural Transportation Program and authorizing the Webb County Judge to execute all relevant documents. This Grant will be used for administrative and operational expenses. [Requested by Webb County CAA, “El Aguila” Rural Transportation]
- 22.** Discussion and possible action to authorize a waiver of the commissioners court order pursuant to Local Government Code section 130.908 and authorize the expenditure of NINE HUNDRED AND NINETY-SEVEN DOLLARS (\$997.00) from Webb County Fund 012-2500-6011 (Training and Education) by Constable Raul Hinojosa. [Requested by Webb County Constable Raul Hinojosa]
- 23.** Discussion and possible action to enter into a Host Agency Agreement with SER-Jobs for Progress National, Inc./Senior Community Service Employment Program (SER/SCEP) which will provide Community Action Agency with volunteers who will carry out light duty jobs for their different locations at no cost to Webb County and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]
- 24.** Discussion and possible action to, by resolution and order of the Court, agree to the terms and conditions of and enter into a “Local Transportation Project Advance Funding Agreement for A Statewide Connectivity Corridor Project” with the State of Texas, Texas Department of Transportation for the construction of a new Seven Lane Urban Section (Quatro Vientos Road) and authorizing the County Judge to sign all relevant documents.

- 25.** Discussion and possible action to accept 9 rights of way and public utility easements, out of Pueblo Nuevo Subdivision, one (1) right of way and public utility easement out of Ranchitos 359 East Subdivision, two rights of way and public utility easements out of Laredo Ranchettes, Inc. Subdivision, one (1) right of way and public utility easement out of Antonio Santos, and authorizing the County Judge to sign all relevant documents.
- 26.** Discussion and possible action to enter a resolution and order of the court agreeing to the terms and conditions of the Local Transportation Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System (CSJ: 0922-33-075 Mines Road San Lorenzo Creek Bridge) and authorizing the County Judge to sign the agreement.
- 27.** Discussion and possible action to, by resolution and order of the Court, agree to the terms and conditions of and enter into a contract (TCDP # 722205) with the State of Texas, Office of Rural Community Affairs for public sanitary sewer service for Colonia Tanquecitos I, designating signatories and authorizing the County Judge to sign all relevant documents.
- 28.** Discussion and possible action to enter into an Interlocal Cooperation Agreement with the Webb County Appraisal District for the exchange of GIS data and authorizing the County Judge to sign all relevant documents.
- 29.** Discussion and possible action to enter into a contract with Daprex, Inc., for a software license and software maintenance agreement in the amount of TWELVE THOUSAND TWO HUNDRED NINETY-EIGHT DOLLARS (\$12,298.00) and authorizing the County Judge to sign all relevant documents. [MIS Department Account # 001-0500-6402 (Repairs and Maintenance Equipment) for the amount of \$2,523.00 and County Auditor's Account # 001-0400-6022 (Professional Services) for the amount of \$9,775.00]
- 30.** Discussion and possible action to enter into a contract with Vertex Targeted Opportunities, LTD., to re-implement federal reimbursement housing illegal aliens at the Webb County Jail at the rate of 22% compensation for any reimbursement generated above the baseline amount through Vertex' efforts and authorizing the county judge to sign all relevant documents.

COUNTY ENGINEER

31. Public Hearing on the proposed increase of water and sewer rates for the Webb County Utilities Department effective September 1, 2004.

Close Public Hearing

32. Report by County Engineer on the Consumer Confidence Report of Webb County's Water Treatment Plant in Rio Bravo and at Las Lomas on Highway 59.
33. Discussion and possible action to itemize and set fees by order for Road Permits pursuant to the provisions of Section 251.017, Texas Transportation Code.
34. Discussion and possible action authorizing the County Judge to submit an "Economically Disadvantaged Counties Program Project Information Sheet" and an "Affidavit" for the Cuatro Vientos Project.
35. Discussion and possible action authorizing the County Judge to execute a 12 foot and a 6 foot wide electrical utility easement with AEP/CPL for the Rio Bravo Community Center on Limon & Orquidia Lane in Rio Bravo, Texas.
36. Discussion and possible action to approve final payment to Mr. Stephen R. Gibson of Gibson Gonzalez Associates in the amount of \$15,817.87 for April 2004 and \$15,072.62 for May 2004 for a total of \$30,890.49. This was for the preparation and submittal of the presidential permit for Webb County International Bridge # 1. [Account # 662-8104-6022 Professional Services Bridge Project Series 2003]
37. Discussion and possible action authorizing Change Order # 2 to Ramos Industries, Inc., increasing the contract by \$33,658.00 from \$1,318,540.00 to \$1,352,198.00. An increase of \$25,000.00 is a result of steel prices affecting the structure, electrical and pumps of the three lift stations to the TWDB-EDAP Wastewater Collection System Project on the north side of El Cenizo. This change order is also for the extension of 200 feet of an 8 inch PVC sewer line and one manhole at a cost of \$8,658.00.

- 38.** Discussion and possible action authorizing the transfer of funds for the TWDB-EDAP projects:

From: 646-8005-6791-3 – Contingency	\$ 1,512.87
647-8006-8801-8 – Construction	\$27,576.64

To: 646-8005-6048 – License & Permits	\$ 1,512.87
647-8006-6022-11 – Pro. Service Bond Issue	\$27,576.64

DISTRICT ATTORNEY’S OFFICE

- 39.** Discussion and possible action to authorize the following line item transfer:

From: 001-1100-6205 – Materials & Supplies	\$2,000.00
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To: 001-1100-6010 – Books & Subscriptions	\$2,000.00
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ECONOMIC DEVELOPMENT

- 40.** Discussion and possible action to approve Change Order # 3 to the C. G. Construction Contract (El Cenizo Recreational Center) by adding \$28,485.00 for the installation of a fence, add a small kitchen to the community center, and removal of existing metal structure adjacent to new building. [Account # 678-8103-8710-1 Park Development Precinct 1 Series 2001]
- 41.** Discussion and possible action to approve Change Order # 1 to the C. G. Construction Contract (Rio Bravo Community Park) by adding \$36,841.13 for the relocation of power lines, telephone and cable wiring away from job site. [Account # 678-8103-8710-1 Park Development Precinct 1 Series 2001]
- 42.** Discussion and possible action to approve the acceptance of El Cenizo Recreational Center building as recommended by the project architect, Mr. Jose Calzada, Arquitectura S. A. and that all final bills and retainage be approved.

43. Discussion and possible action to approve a resolution authorizing the Honorable Louis H. Bruni, Webb County Judge, the Honorable Judith G. Gutierrez, Commissioner Precinct 2, and the Honorable David R. Cortez, Commissioner Precinct 4, to be designated as authorized signatories for the Office of Rural Community Affairs Program TCDP Contract # 722205.

44. Discussion and possible action to authorize the following line item transfers:

From: 001-0104-6403 – Vehicle Maintenance	\$ 642.00
001-0104-6402 – Equipment Maintenance	\$ 500.00
001-0104-6010 – Books & Subscriptions	\$ 50.00
001-0104-5602 – Local Mileage	<u>\$ 60.00</u>
Total:	\$1,252.00
To: 001-0104-5601 – Administrative Travel	\$1,192.00
001-0104-6011 – Training & Education	<u>\$ 60.00</u>
Total:	\$1,252.00

JUSTICE OF THE PEACE, PRECINCT 1

45. Discussion and possible action to authorize the following line item transfer:

From: 001-1040-6022 – Professional Services	\$1,000.00
To: 001-1040-5601 – Administrative Travel	\$1,000.00

PLANNING

46. Discussion and possible action to itemize and set fees by Order of Floodplain Development Permits pursuant to the provisions of Section 16.324, Texas Water Code.

47. Discussion and possible action to enter into an inter-local agreement with the City of Laredo, as Administrator of the 9-1-1 Regional Strategic Plan for the Regional Planning Commission, for a six month period beginning March 1, 2004 and ending August 31, 2004 in the amount of \$36,026.00 for the provision of 9-1-1 addressing and addressing database maintenance by the County of Webb; and authorization for the County Judge to execute all relevant documents.

48. Discussion and possible action to authorize the Purchasing Agent to purchase real-time GPS surveying equipment as necessary to perform topographical surveys for floodplain management activities, site evaluations, road surveys, drainage studies, etc. and to upgrade the County's digital mapping and 9-1-1 addressing efforts in an amount not to exceed \$40,000.00; funding available under the following accounts:

- 606-8001-8405 – Computerization Costs (\$8,607.00)
- 606-8001-7409 – Rural Addressing (\$10,915.00)
- 010-0102-8801 – Capital Outlay (\$20,478.00)

PUBLIC DEFENDERS OFFICE

49. Discussion and possible action to authorize the following line item transfers:

From:	001-1102-6028 – Witness Expenditure	\$1,000.00
	001-1102-6007 – Dues & Membership	\$1,500.00
	001-1102-5601 – Administrative Travel	\$1,000.00
To:	001-1102-6022 – Professional Service	\$2,500.00
	001-1102-6205 – Materials & Supplies	\$1,000.00

PURCHASING AGENT

50. Discussion and possible action to purchase 1 computer in the amount of \$2,000.00 for the Veterans Department. [Account # 660-0101-8801 Capital Outlay Series 2003]
51. Discussion and possible action to solicit bids for the Villa Antigua Project Phase I.
52. Discussion and possible action to solicit bids for environmental remediation for the Villa Antigua Project Phase I.
53. Discussion and possible action to purchase a re-built transmission, installed, for the Sheriff's Department in the amount of \$1,350.00. [Account # 001-2001-6403 Repairs and Maintenance – Vehicles]
54. Discussion and possible action to purchase ammunition from Border Sporting Goods for the Law Enforcement Center in the amount of \$4,815.00. [Account # 012-2060-6011 Training and Education]

- 55.** Discussion and possible action to purchase 85 gallons of white paint and 15 gallons of base grey duron deep for the Law Enforcement Center for a total of \$2,695.00. [Account # 001-2001-6205 Materials and Supplies]
- 56.** Discussion and possible action to purchase 1 table top copier in the amount of \$3,100.00 from Neville Business Machines, Inc. for the Webb County Radio Communications Department. [Account # 682-8108-8801 Capital Outlay Series 2001 (Balance \$3,552.70)]
- 57.** Discussion and possible action to award/reject the following bids:
- Bid # 2004-60 – Concrete Pads for Head Start
 - Bid # 2004-61 – Playground Equipment, Hardware and Supplies for Head Start Centers
 - Bid # 2004-62 – One (1) 15 Passenger Van and One (1) Medium Size Sedan for the Juvenile Justice Alternative Education Program (JJAEP)
- 58.** Discussion and possible action to purchase 2 Dell Opti Plex 2.80 GHZ computers with 15 inch flat monitor and software for a total of \$3,169.38 and 1 Dell Opti Plex GX270 2.80 GHZ computer with 17 inch flat monitor with software in the amount of \$1,648.69 for a grand total of \$4,818.07. [Account # 660-0101-8801 Capital Outlay Series 2003]
- 59.** Discussion and possible action to obtain to services of Allied Fire Protection to install (1 each) control valve assemblies on 1st, 2nd, 3rd and 4th floor of the Law Enforcement Center for \$1,245.00 and 1 annual inspection of the fire sprinkler system in the Jail for \$600.00 for a grand total of \$1,845.00. [Account # 001-2060-6401 Repairs and Maintenance – Buildings]

QUAD CITY COMMUNITY CENTER

60. Discussion and possible action to authorize the following line item transfer:

From: 001-6100-6402 – Equipment Maintenance \$800.00

To: 001-6100-5602 – Mileage \$800.00

RADIO COMMUNICATIONS

61. Discussion and possible action to authorize the following line item transfers:

From: 001-0103-6011 – Training & Education \$700.00

001-0103-6403 – Vehicle Maintenance \$200.00

To: 001-0103-6224 – Minor Apparatus & Tools \$900.00

ROAD & BRIDGE

62. Discussion and possible action to authorize the following line item transfers:

From: 010-7002-6205 – Materials & Supplies \$30,000.00

To: 010-7002-6402 – Equipment Maintenance \$10,000.00

010-7002-6204 – Fuel & Lube \$20,000.00

63. Discussion and possible action authorizing the Road & Bridge Superintendent to accept 9,000 cubic yards of dirt from the Killam Family to be used at the Casa Blanca Golf Course.

EXECUTIVE SESSION

64. Discussion and possible action regarding litigation threatened by the Texas Commission on Jail Standards. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

65. Discussion and possible action regarding agreement with the law offices of Ramon Garcia P.C. and The Watts Law Firm, L.L.P. with reference to oil and gas matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matter)]**

66. Adjournment.

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS _____ DAY OF JULY 2004.

By: _____
LOUIS H. BRUNI
WEBB COUNTY JUDGE

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the _____ day of _____, 2004 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS _____ DAY OF _____, 2004

COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____